

E-FILED 8/27/07

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PHASE FOUR INDUSTRIES, INC.,

Plaintiff,

v.

MARATHON COACH, INC.,

Defendant.

No. C 04-04801 JW (PVT)

& ALL RELATED CASES:
C 04-05105
C 05-00748

**ORDER SETTING FURTHER
SETTLEMENT CONFERENCE**

TO ALL PARTIES AND COUNSEL OF RECORD:

You are hereby notified that a further settlement conference is scheduled for **September 24, 2007 at 10:30 a.m.**, Courtroom 4, 5th Floor, 280 South First Street, San Jose, California. In preparation for the conference, the procedures set forth below are to be followed:

1. **Lead trial counsel** shall appear at the Settlement Conference with the parties and with the person or persons having **full authority** to negotiate and to settle the case. In all cases in which a party is insured, the carrier's claims representative and attorney, if any, with **full authority** to negotiate up to the limits of coverage shall also appear in person at the Settlement Conference.

2. The parties shall lodge with the Court updated confidential settlement conference statements no later than **September 17, 2007**.

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3. The parties shall notify Magistrate Judge Seeborg's Chambers **immediately** at 408/535-5357 if this case settles prior to the date set for further settlement conference.

IT IS SO ORDERED.

Dated: 8/27/07



RICHARD SEEBORG
United States Magistrate Judge

THIS IS TO CERTIFY THAT NOTICE OF THIS ORDER WAS ELECTRONICALLY PROVIDED TO

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Counsel are responsible for distributing copies of this document to co-counsel who have not registered for e-filing under the court's CM/ECF program.

Dated: 8/27/07

CHAMBERS OF MAGISTRATE JUDGE RICHARD SEEBORG

By: /s/ BAK